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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	NO. CR 19-0372 EMC
)	
Plaintiff,)	STIPULATION TO EXCLUDE TIME AND
)	[PROPOSED] ORDER
v.)	
)	
ANTHONY TYLER NASHATKA,)	
)	
Defendant.)	

At the last appearance on this matter on January 27, 2021, this Court set the matter over for a further status conference on March 10, 2021. Time was previously excluded under the Speedy Trial Act due to the complexity of the case, and for effective preparation of counsel through to January 27, 2021.¹ The parties are finalizing a global resolution of the matter and require additional time.

The parties also agree that it is appropriate to exclude time under the Speedy Trial Act due to the significant amount of discovery produced and the complexity of the case. For the above-stated reasons and as further stated on the record at the status conference, the parties stipulate and agree that excluding

¹ Time was excluded from December 9, 2020 through to January 27, 2021 at the hearing on December 9, 2020, though no formal stipulation and order was prepared. As such, we are including the time between December 9, 2020 through March 10, 2021 for this [Proposed] Order to exclude time under the Speedy Trial Act.

1 time from December 9, 2020 until March 10, 2021 will allow for the effective preparation of counsel,
2 particularly given the complex nature of this case. *See* 18 U.S.C. § 3161(h)(7)(B)(ii) and (iv). The
3 parties further stipulate and agree that the ends of justice served by excluding the time from through to
4 March 10, 2021 from computation under the Speedy Trial Act outweigh the best interests of the public
5 and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A), (B)(iv).

6 The undersigned Assistant United States Attorney certifies that she has obtained approval from
7 counsel for the defendant to file this stipulation and proposed order.

8
9 IT IS SO STIPULATED.

10
11 DATED: February 5, 2021

/s/

CYNTHIA FREY
Assistant United States Attorney

12
13 DATED: February 5, 2021

/s/

JAY LEIDERMAN
Counsel for Defendant Anthony Tyler Nashatka

[PROPOSED] ORDER

Based upon the facts set forth in the stipulation of the parties and the representations made to the Court on and for good cause shown, the Court further finds that failing to exclude the time from December 9, 2020 through to March 10, 2021 would unreasonably deny defense counsel and the defendant the reasonable time necessary for effective preparation, taking into account the exercise of due diligence and the complexity of the case. 18 U.S.C. § 3161(h)(7)(B)(ii) and (iv). The Court further finds that the ends of justice served by excluding the time from December 9, 2020 through March 10, 2021 from computation under the Speedy Trial Act outweigh the best interests of the public and the defendant in a speedy trial.

Therefore, and with the consent of the parties, IT IS HEREBY ORDERED that the time from December 9, 2020 through March 10, 2021 shall be excluded from computation under the Speedy Trial Act. 18 U.S.C. § 3161(h)(7)(A), (B)(ii) and (iv).

IT IS SO ORDERED.

DATED: _____

HONORABLE EDWARD M.CHEN
United States District Judge